

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION**

KINDHEARTS FOR CHARITABLE
HUMANITARIAN DEVELOPMENT, INC.,

Plaintiff,

v.

TIMOTHY F. GEITHNER, in his official capacity as the
Secretary of the Treasury,

ADAM J. SZUBIN, in his official capacity as the
Director of the Office of Foreign Assets Control, and

ERIC H. HOLDER, in his official capacity as the
Attorney General of the United States,

Defendants.

Civil No. 3:08-cv-2400
Judge James G. Carr

STATUS REPORT

Plaintiff, through undersigned counsel, respectfully submits its Status Report to apprise the Court of the progress that has been made in obtaining the disbursement of the formerly blocked funds, pursuant to the Settlement Agreement.

As set forth below, while several custodians of blocked funds have cooperated with Plaintiff's counsel's requests, others have not. Fritz Byers, co-counsel for Plaintiff, has been responsible for these communications with these custodians, and is available to discuss these issues should this Court desire to schedule a status conference to resolve these issues.

1. American Express (account and credit card). The person in charge told Mr. Byers in late December 2012 that American Express has all of the information necessary to distribute the funds. She said that it might take a month to process the request. Mr. Byers will follow-up next week, as no distribution has been made.

2. Bank of America. Mr. Byers has never had any actual contact with the Bank of America; although he has sent several letters, he has received no response (other than a return receipt from at least one of the letters).

3. DFS. Mr. Byers has received no response to his letters or calls to DFS.

4. Fifth Third Bank. The funds have been received and distributed.

5. Huntington. The general counsel of Huntington has told Mr. Byers that she has approved release of the funds, but no distribution has yet been made. Mr. Byers will continue his efforts to obtain the funds.

6. JP Morgan Chase. Mr. Byers has received no response to his letters.

7. US Bancorp. Mr. Byers sent several letters, and then spoke with a person in the Legal Department, who asked that he fax the letters to her, which he did. However, she would not disclose her telephone number, and Mr. Byers has heard nothing further.

8. U.S. Postal Service. The funds have been received and distributed.

Respectfully submitted,

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